

**GOVERNMENT OF PUERTO RICO
PUBLIC SERVICE REGULATORY BOARD
PUERTO RICO ENERGY BUREAU**

IN RE: PROJECT FOR
HEWLETT-PACKARD INDUSTRIAL
FACILITY

CASE NO.: NEPR-CT-2021-0004

SUBJECT: Resolution and Order regarding
Third Party Microgrid compliance with
Sections 3.04(B) and 5.12 of Regulation
9028.

RESOLUTION AND ORDER

I. Introduction

On March 31, 2023, the Energy Bureau of the Puerto Rico Public Service Regulatory Board (“Energy Bureau”) issued a Resolution and Order granting HEWLETT-PACKARD PUERTO RICO B.V, LLC. (“HP Puerto Rico”) CHP Plant status as a registered Third Party Microgrid under the requirements of Regulation 9028¹.

II. Applicable Laws and Regulations

Section 5.12 of Regulation 9028 requires from microgrid operators the following reports to be submitted to the Energy Bureau on an annual basis:

A. Microgrid Operators shall be required to submit an annual report on fuel usage, generation, and sales to the Energy Bureau. This report shall include:

1. Electric generation by resource type;
2. Thermal generation by resource type, for CHP Microgrids;
3. Fuel use by resource type;
4. Capacity factor by month and year;
5. Total sales;
6. Any change in the number of Customers, including additions and departures of Customers; and
7. Any other information that the Energy Bureau may require.

B. Microgrid Operators must maintain and submit to the Energy Bureau copies of any reports required by the US EPA and the Puerto Rico Environmental Quality Board.

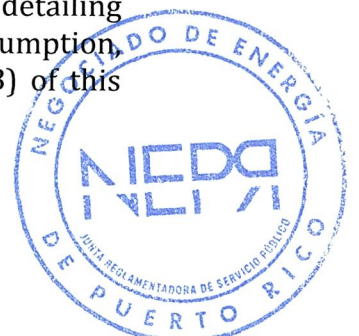
Section 3.04(B) requires that CHP Microgrids must submit the following type of report:

B. CHP Microgrids must demonstrate compliance with the qualifications in Section 3.03(B) of this Regulation, as follows.

1. Applications for CHP Microgrids shall include a description of the generation and heat-recovery equipment to be installed and the use of thermal energy, as well as a heat flow plan showing the fuel input, electric generation and useful thermal energy output and consumption for typical operating conditions. Where more than one generator is to serve the Microgrid, the application shall describe all the generation assets and how they will be dispatched to meet anticipated electric and thermal demands.

2. Microgrids shall be required to submit annual operational reports detailing fuel usage, electric generation, and thermal energy consumption, demonstrating compliance with the qualification in Section 3.03(B) of this Regulation.

¹ Regulation on Microgrid Development, May 16, 2018 (“Regulation 9028”).



III. Conclusion

According to the administrative record, Hewlett-Packard has not submitted the required reports in compliance with the requirements set forth in Sections 3.04(B) and 5.12 of Regulation 9028.

The Energy Bureau **ORDERS** Hewlett-Packard within **twenty (20) days**, from the notification of this Resolution and Order, to submit the reports of the corresponding years since the date of its certification.

The Energy Bureau **WARNS** Hewlett-Packard that non-compliance with this Resolution and Order may result in the imposition of fines under Art. 6.36 of Act 57-2014.²

Be it notified and published.

 _____ Edison Avilés Deliz Chairman	
 _____ Lillian Mateo Santos Associate Commissioner	 _____ Ferdinand A. Ramos Soegaard Associate Commissioner
 _____ Sylvia B. Ugarte Araujo Associate Commissioner	 _____ Antonio Torres Miranda Associate Commissioner

CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on April 8, 2026. I also certify that on April 8, 2026 a copy of this Resolution and Order was notified by electronic mail to willie.feliciamo@hpe.com; mfernandez@pmalaw.com; ecruz@pmalaw.com; and I have proceeded with the filing of the Resolution and Order issued by the Puerto Rico Energy Bureau.

For the record, I sign this in San Juan, Puerto Rico, today April 8, 2026.





Sonia Seda Gaztambide
Clerk

² Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended, ("Act 57-2014").